

**SUPREME COURT MINUTES
WEDNESDAY, FEBRUARY 29, 2012
SAN FRANCISCO, CALIFORNIA**

S198526 H036515 Sixth Appellate District **HERNANDEZ (JESUS) ON
H.C.**

Review granted on the court's own motion; briefing deferred
The petition for review is denied.

On the court's own motion, review is ordered. (See Cal. Rules of Court, rule 8.512(c)(2).)
Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Vicks*, S194129 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S178957 B200006 Second Appellate District, Div. 3 **MERRILL (RICHARD) v.
LESLIE CONTROLS,
INC./ (ELLIOTT COMPANY)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Three
In light of the decision in *O'Neil v. Crane Co.* (2012) 53 Cal.4th 335, review in this matter is dismissed.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S180849 G039985 Fourth Appellate District, Div. 3 **PELLEGRINO (MARIA) v.
ROBERT HALF
INTERNATIONAL, INC.**

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold
The above entitled matter is transferred to the Court of Appeal, Fourth District, Division Three, for reconsideration in light of the decision in *Harris v. Superior Court* (2011) 53 Cal.4th 170.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S181357 B208275 Second Appellate District, Div. 2 **HALL (BERTIE G.) v.
WARREN PUMPS LLC**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Two
In light of the decision in *O'Neil v. Crane Co.* (2012) 53 Cal.4th 335, review in this matter is dismissed.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S183059 B208214 Second Appellate District, Div. 4 **WALTON (EDWARD) v. WILLIAM POWELL COMPANY**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Four
In light of the decision in *O'Neil v. Crane Co.* (2012) 53 Cal.4th 335, review in this matter is dismissed.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S187220 C062494 Third Appellate District **PEOPLE v. VIDALES (JOSE MANUAL)**

Transferred to Court of Appeal, Third Appellate District, after hold

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Maulsby* (2012) 53 Cal.4th 296. (Cal. Rules of Court, rule 8.928(d).)

Cantil-Sakauye, C. J., was recused and did not participate.

Votes: Baxter, A. C. J., Kennard, Werdegarr, Chin, Corrigan, and Liu, JJ.

S191415 B217156 Second Appellate District, Div. 8 **HODGE (KENNETH) v. AON INSURANCE SERVICES**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Eight

In light of the decision in *Harris v. Superior Court* (2011) 53 Cal.4th 170, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528 (b)(1).)

The request for an order directing republication of the opinion, filed by amicus curiae Zenith Insurance Company, is denied.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S196969 B219366 Second Appellate District, Div. 4 **WOODARD (DENNIS) v. CRANE CO.**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Four

In light of the decision in *O'Neil v. Crane Co.* (2012) 53 Cal.4th 335, review in this matter is dismissed.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S198749 D058046 Fourth Appellate District, Div. 1 **PEOPLE v. MOHAMED (ABDI)**

Petition for review denied

S198827	B233191 Second Appellate District, Div. 5	PLADOTT (ALEX) v. BLANKSTEIN (JOSEF)
Petition for review & publication request(s) denied		
S198840	H036131 Sixth Appellate District	MITCHELL (CAROLYN ANN) v. GIGOPTIX LLC
Petition for review denied		
S198921	A131301 First Appellate District, Div. 2	PEOPLE v. NELSON (CARL)
Petition for review denied		
S198924	B223020 Second Appellate District, Div. 2	PEOPLE v. ALATRISTE (JOSE ARMANDO)
Petition for review denied		
S198927	B237220 Second Appellate District, Div. 3	TIZENO (HOLLINS) ON H.C.
Petition for review denied		
S198947	G044268 Fourth Appellate District, Div. 3	PEOPLE v. ALVARADO (JOE)
Petition for review denied		
S198968	B229034 Second Appellate District, Div. 4	ONE STAR, INC. v. STAAR SURGICAL COMPANY
Petition for review denied		
S198971	G046152 Fourth Appellate District, Div. 3	SOWELL (TREMAINE JATARI) ON H.C.
Petition for review denied		
S198995	D058023 Fourth Appellate District, Div. 1	PEOPLE v. GONZALEZ (JUAN FRANCISCO)
Petition for review denied		

S198996 H035207 Sixth Appellate District

**VARGAS (ANGELINA
MORFIN) v. CITY OF
SALINAS/(ANDRE)**

Petition for review denied

The request for judicial notice, filed by respondent City of Salinas and David Mora, is granted. Baxter, J., is of the opinion the petition should be granted.

S199040 B233173 Second Appellate District, Div. 4

**PEOPLE v. STORRS
(WILLIAM)**

Petition for review denied

S199063 D057440 Fourth Appellate District, Div. 1

**KIGHT (AMANDA) v.
CASHCALL, INC.**

Petition for review denied

S199065 B225812 Second Appellate District, Div. 6

PEOPLE v. ARISPE (PEDRO)

Petition for review denied

S199071 H036429 Sixth Appellate District

**PEOPLE v. DASINGER
(RICHELLE MARIE)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

S199081 B226963 Second Appellate District, Div. 8

PEOPLE v. ESTRADA (OBED)

Petition for review denied

S199082 B229723 Second Appellate District, Div. 3

**PEOPLE v. ALFARO
(YAJAIRA ELIZABETH)**

Petition for review denied

S199093 A129596 First Appellate District, Div. 2

**PEOPLE v. PEOPLES
(KEVIN D.)**

Petition for review denied

S199094	B224505 Second Appellate District, Div. 8	PEOPLE v. MAURICIO (MICHAEL ANGELO)
Petition for review denied		
S199098	F059189 Fifth Appellate District	PEOPLE v. CHAVEZ (DARIO JESUS)
Petition for review denied		
S199101	B237073 Second Appellate District, Div. 5	DK ART PUBLISHING, INC. v. S.C. (CITY ART, INC.)
Petition for review denied		
S199109	G045094 Fourth Appellate District, Div. 3	PEOPLE v. MALLET (CLYDE LEE)
Petition for review denied		
S199153	C065982 Third Appellate District	PEOPLE v. ENGSTROM (ERIC ANTHONY)
Petition for review denied		
S199177	F060971 Fifth Appellate District	PEOPLE v. HERNANDEZ (DANIEL)
Petition for review & depublication request(s) denied		
S199215	A124664 First Appellate District, Div. 2	PEOPLE v. BROOKS (BRUCE)
Petition for review denied		
S199220	B227037 Second Appellate District, Div. 4	PEOPLE v. HANNA (KEVIN LEE)
Petition for review denied		
S199237	C070019 Third Appellate District	WHITE (MATTHEW DOUGLAS) v. S.C. (PEOPLE)
Petition for review denied		

S199241 G045329/G045344 Fourth Appellate District, Div. 3 **IN RE CHARITY H.**
Petition for review & publication request(s) denied

S199242 C064438 Third Appellate District **PEOPLE v. MITCHELL**
(RONALD)
Petition for review denied

S199243 C064881 Third Appellate District **PEOPLE v. JAVED (NUSRAT)**
Petition for review denied

S199249 B227861 Second Appellate District, Div. 5 **PEOPLE v. O'FLYNN (CONN)**
Petition for review denied

S199252 B223730 Second Appellate District, Div. 4 **PEOPLE v. VELASQUEZ**
(JONATHAN)
Petition for review denied

S199261 H035408 Sixth Appellate District **PEOPLE v. HERNANDEZ**
(BENNY)
Petition for review denied

S199265 C063906 Third Appellate District **IN RE MICHAEL W.**
Petition for review denied

S199267 A131110 First Appellate District, Div. 2 **PEOPLE v. TOVAR**
(ENRIQUE IVAN)
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

S199272 G044640 Fourth Appellate District, Div. 3 **SHORELINE PROPERTIES**
LLC v. WELLS FARGO
BANK, N.A.
Petition for review denied
Baxter and Corrigan, JJ., were recused and did not participate.

S199287 D056956/D057264 Fourth Appellate District, Div. 1 **PEOPLE v. WANTON
(GREGORY)**

Petition for review denied

S199288 C064590 Third Appellate District

Petition for review denied

**PEOPLE v. CLARK
(JONATHAN OLE)**

S199290 B223302 Second Appellate District, Div. 3

Petition for review denied

**TAGLIAFERRI (PETER) v.
CITY OF LOS ANGELES**

S199300 H035814 Sixth Appellate District

Petition for review denied

**PEOPLE v. PROULX
(BRADLEY SCOTT)**

S199308 A131028 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. RAUEN
(TIMOTHY THOMAS)**

S199326 G045325 Fourth Appellate District, Div. 3

Petition for review denied

**FINK (DAVID) v. CLASSIC
TILE & STONE, INC./
(INDZHEYAN)**

S199401 B230402 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. BIGNONE
(DIEGO)**

S199411 D058282 Fourth Appellate District, Div. 1

Petition for review denied

**HAZEWINKEL (BEN J.),
ESTATE OF**

S199415	D060633 Fourth Appellate District, Div. 1	GOINS (PERSEVERANDA M.) v. WORKERS' COMPENSATION APPEALS BOARD & COUNTY OF SAN DIEGO
Petition for review denied		
S199464	A134077 First Appellate District, Div. 4	JOHNSON (JOHN ARTHUR) ON H.C.
Petition for review denied		
S199467	B225643 Second Appellate District, Div. 2	KINNEY (CHARLES G.) AS A VEXATIOUS LITIGANT
Petition for review denied		
S199488	E051831 Fourth Appellate District, Div. 2	PEOPLE v. LLAMAS (JAIME)
Petition for review denied		
S199494	C067290 Third Appellate District	PEOPLE v. CURRIE (CLIFFTON RAY)
Petition for review denied		
S199507	C065700 Third Appellate District	Y. (S.) v. B. (S.)
Petition for review denied		
S199526	B229162 Second Appellate District, Div. 1	TODD (KATHY) v. MR. STEVE'S PAWN SHOP
Petition for review denied		
S199543	F060705 Fifth Appellate District	PEOPLE v. MacDONALD (WILLIAM TERRY)
Petition for review denied		

S199546	B226016 Second Appellate District, Div. 4	PEOPLE v. DEAN (NICHOLAS E.)
Petition for review denied		
S199552	A134082 First Appellate District, Div. 4	WOODS II (EARNEST CASSELL) ON H.C.
Petition for review denied		
S199554	B229411 Second Appellate District, Div. 3	PEOPLE v. BELTRAN (RUBEN ANTONIO)
Petition for review denied		
S199561	B238155 Second Appellate District, Div. 4	YOON (TAEK SANG) ON H.C.
Petition for review denied		
S199563	B228112 Second Appellate District, Div. 5	PEOPLE v. ADAMS (CEDRIC)
Petition for review denied		
S199566	B220640 Second Appellate District, Div. 1	MARTIN (KENNEDI) v. 1680 VINE INVESTMENT COMPANY LLC/(AMTECH ELEVATOR SERVICES)
Petition for review denied		
S199569	D057972 Fourth Appellate District, Div. 1	PEOPLE v. QUINTANA (JOSE PEREZ)
Petition for review denied		
S199572	B225054 Second Appellate District, Div. 7	PEOPLE v. GUTIERREZ (ITZEL P.)
Petition for review denied		
S199573	B226589 Second Appellate District, Div. 1	PEOPLE v. ANAYA (RENE)
Petition for review denied		

S199575	E051640 Fourth Appellate District, Div. 2	LARIN (CARLOS M.) v. WILLIAMS (DAYSI Y.)
Petition for review denied		
S199579	B237807 Second Appellate District, Div. 2	TONG (SHONG-CHING) v. APPELLATE DIVISION (PEOPLE)
Petition for review denied		
S199584	A130391 First Appellate District, Div. 4	PEOPLE v. WANG (KENNETH)
Petition for review denied		
S199585	H036349 Sixth Appellate District	PEOPLE v. FRAGOZO (SERGIO)
Petition for review denied		
S199589	B225749 Second Appellate District, Div. 7	PANGINDA (MUCHTAR) v. DHARMAWAN (JEFFREY)
Petition for review denied		
S199596	A123362 First Appellate District, Div. 3	SUNKIST ENTERPRISES CORPORATION v. MAHMOOD (IRFAN)
Petition for review denied		
S199601	G044231 Fourth Appellate District, Div. 3	IN RE ADRIAN A.
Petition for review denied		
S199609	G043523 Fourth Appellate District, Div. 3	PROVOST (GLENN) v. REGENTS OF THE UNIVERSITY OF CALIFORNIA
Petition for review denied		
Liu, J., was recused and did not participate.		

S199611 F060855 Fifth Appellate District

Petition for review denied

PEOPLE v. PLETT (CYNTHIA LYNN)

S199614 F060847 Fifth Appellate District

Petition for review denied

PEOPLE v. GUARDADO (RAMON)

S199645 A131814 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. MARTINEZ (LUIS ANTONIO)

S199647 A131242 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. RIVAS (ARNOLDO MONROE)

S199648 A127673 First Appellate District, Div. 1

Petition for review denied

PEOPLE v. GARCIA (ANGELO MICHAEL)

S199652 B229098 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. BUSTAMANTE (NICK)

S199657 D057962 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. GARCIA (GABRIEL JIMENEZ)

S199658 B230225 Second Appellate District, Div. 3

Petition for review denied

IN RE M.W.

S199670 G043851 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. RIVERA (JUAN MANUEL)

S199671 C066289 Third Appellate District

Petition for review denied

PEOPLE v. HOOD (EDWIN LAMAR)

S199682 C065651 Third Appellate District

Petition for review denied

PEOPLE v. MORENO, JR., (LOUIE)

S199689 A134127 First Appellate District, Div. 5

Petition for review denied

RAY III (EDWARD V.) v. S.C. (PEOPLE)

S199692 F060091 Fifth Appellate District

Petition for review denied

PEOPLE v. YAMTOUBI (PATRICK PEYMAN)

S199702 F062682 Fifth Appellate District

Petition for review denied

IN RE XAVIER R.

S199710 A134257 First Appellate District, Div. 1

Petition for review denied

BROWN (NERRAH) v. S.C. (PEOPLE)

S199717 H036454 Sixth Appellate District

Petition for review denied

PEOPLE v. DIEGO (MONET FLORES)

S199718 B225244 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. GARIVAY (JOSEPH)

S199721

Petition for writ of mandate/prohibition denied

DAVIS (LEVON) v. S.C. (PEOPLE)

S199726 B238323 Second Appellate District, Div. 6

Petition for review denied

**PEYTON (LEE) v. S.C.
(PEOPLE)**

S200030 B238647 Second Appellate District, Div. 2

Petition for review & application for stay denied

**UNION BANK, N.A. v. S.C.
(BEHAR)**

S200210 C066766 Third Appellate District

Petition for review & application for stay denied
Baxter and Corrigan, JJ., were recused and did not participate.

**CLAY (JEROME A.) v.
WELLS FARGO HOME
MORTGAGE, N.A.**

S200378 A134417 First Appellate District, Div. 3

Petition for review & application for stay denied

**ICHO (ROBERT) v. S.C.
(NORRIS)**

S191021

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**COTE (FREDERICK
RAYMOND) ON H.C.**

S192011

Petition for writ of habeas corpus denied

**BROADNAX (TREVOR
JUAN) ON H.C.**

S193093

Petition for writ of habeas corpus denied

JIMENEZ (ARTURO) ON H.C.

S193650

Petition for writ of habeas corpus denied

**SAUSED0 (LEO RAYMOND)
ON H.C.**

S194505**ESPINOZA (JOEL AMADOR)
ON H.C.**

Petition for writ of habeas corpus denied

S194857**SOLANO (MARIO) ON H.C.**

Petition for writ of habeas corpus denied

S195088**NAVA (RAMON) ON H.C.**

Petition for writ of habeas corpus denied

S196675**HORTON (GEORGIA) ON
H.C.**

Petition for writ of habeas corpus denied

S196678**COOPER (BRUCE) ON H.C.**

Petition for writ of habeas corpus denied

S196680**DELGADO (LUIS A.) ON H.C.**

Petition for writ of habeas corpus denied

S196730**TARVER (MICHAEL L.) ON
H.C.**

Petition for writ of habeas corpus denied

S196918**BAILEY (EARL) ON H.C.**

Petition for writ of habeas corpus denied

S197120**VALENZUELA (JOSE) ON
H.C.**

Petition for writ of habeas corpus denied

S197126**MORALES (JUSTO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S197193**TORRES (GUSTAVO) ON
H.C.**

Petition for writ of habeas corpus denied

S197209**VIRRUETA (ARMANDO) ON
H.C.**

Petition for writ of habeas corpus denied

S197229**BROWN (KENNETH
ROBERT) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)**S197354****JACKSON (VASHON T.) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)**S197415****SMITH (DONALD) ON H.C.**

Petition for writ of habeas corpus denied

S197418**RIDEAU, JR., (GREGORY
SYLVESTER) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S197420****GARZA (NICOLE) ON H.C.**

Petition for writ of habeas corpus denied

S197421**GROAT (LORETTA) ON H.C.**

Petition for writ of habeas corpus denied

S197466**VENTURA (JOSE ALFREDO)
ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S197468

Petition for writ of habeas corpus denied

DUARTE (RALPH) ON H.C.**S197470**

Petition for writ of habeas corpus denied

**HICKMAN (MICHAEL D.) ON
H.C.****S197476**

Petition for writ of habeas corpus denied

**WALTERS (MARTIN
EDWARD) ON H.C.****S197480**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**NGUYEN (QUI THANH) ON
H.C.****S197483**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759.)**SWARTZ (RICHARD
WALTON) ON H.C.****S197489**The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063; *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246.)**SINGH (HARI DAYAL) ON
H.C.****S197499**

Petition for writ of habeas corpus denied

GARZA (RAUL) ON H.C.**S197504**

Petition for writ of habeas corpus denied

CRUZ (PEDRO) ON H.C.**S197523**

Petition for writ of habeas corpus denied

**HERRERA (ROBERTO
TORRES) ON H.C.**

S197553**ROYAL (MARLIN
LATTEREAL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S197555**TIATIA (TUAFONO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S197644**GILLIE (JOSEPH) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S197649**MARTINEZ (JOSE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S197671**RODRIGUEZ (VICTORIANO)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S197672**STOCKTON (PERCY) ON
H.C.**

Petition for writ of habeas corpus denied

S197678**CURTIS (CHRISTOPHER) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S197680**SAVANNAH (FREDERICK B.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S197686**SMITH (CORNELIUS) ON
H.C.**

Petition for writ of habeas corpus denied

S197689**CEPERO (MIGUEL) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S197776****BRYDON (KENNETH R.) ON
H.C.**

Petition for writ of habeas corpus denied

S197788**CALDWELL
(CHRISTOPHER) ON H.C.**

Petition for writ of habeas corpus denied

S197793**FRYER (LeROY J.) ON H.C.**

Petition for writ of habeas corpus denied

S197794**VALDEZ (RUBEN) ON H.C.**

Petition for writ of habeas corpus denied

S197799**SANDOVAL (LUIS MIGUEL)
ON H.C.**

Petition for writ of habeas corpus denied

S197818**RODRIGUEZ (JOSE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)**S197821****WOOD, SR., (JAMELL J.) ON
H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S197830**ORTEGA (VICTOR
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S197836**SWEENEY (JOSEPH
RAYMOND) ON H.C.**

Petition for writ of habeas corpus denied

S197845**LEWIS (ERIC MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S197846**EPPARD, JR., (RICHARD
ALLEN) ON H.C.**

Petition for writ of habeas corpus denied

S197848**DENNY (CLYDE T.) ON H.C.**

Petition for writ of habeas corpus denied

S197852**JOHNSON (LYDIA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S197855**BURGOS (BENJAMIN) ON
H.C.**

Petition for writ of habeas corpus denied

S197857**COYNE (DANIEL PATRICK)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S197860**RUTLEDGE (THOMAS) ON
H.C.**

Petition for writ of habeas corpus denied

S197861**PARCHUE (ARTHUR
ANDREW) ON H.C.**

Petition for writ of habeas corpus denied

S197864**JOHNSON (RONDELL L.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S197969**WOODS II (EARNEST
CASSELL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S198180**JOHNSON (LYDIA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S198649**HERRERA (ROBERTO
TORRES) ON H.C.**

Petition for writ of habeas corpus denied

S198887**CABRERA (ALBERT) ON
H.C.**

Petition for writ of habeas corpus denied

S198960**HERRERA (EDUARDO) ON
H.C.**

Petition for writ of habeas corpus & application for stay denied

S199239**McKINNEY (MARK) ON H.C.**

Petition for writ of habeas corpus denied

S199961**WHEELER (DARNELL
WEBSTER) ON H.C.**

Petition for writ of habeas corpus & application for stay denied

S198817 B230413 Second Appellate District, Div. 5**LAWLER (TRUDY) v. 24
HOUR FITNESS USA, INC.**

Publication request denied (case closed)

S199227 B225247 Second Appellate District, Div. 5**TORRES (JOSE M.) v.
COUNTY OF LOS ANGELES**

Publication request denied (case closed)

S199314 B222134 Second Appellate District, Div. 5**GLOBAL WEST
MANAGEMENT, INC. v.
DEUTSCHE BANK
NATIONAL TRUST
COMPANY**

Publication request denied (case closed)

S199362 C066978 Third Appellate District**PEOPLE v. SOMSANUK
(SONGKANE)**

The time for granting or denying review in the above-entitled matter is hereby extended to April 11, 2012.

S062259**PEOPLE v. SCULLY
(ROBERT WALTER)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Margot Garey's representation that she anticipates filing the appellant's opening brief by May 31, 2012, counsel's request for an extension of time in which to file that brief is granted to April 27, 2012. After that date, only one further extension totaling about 34 additional days is contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S089609**PEOPLE v. DELGADO
(ANTHONY GILBERT)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Jolie Lipsig's representation that she anticipates filing the appellant's opening brief by May 11, 2012, counsel's request for an extension of time in which to file that brief is granted to May 11, 2012. After that date, no further extension is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S092410**PEOPLE v. NIEVES (SANDI
DAWN)**

Extension of time granted

Good cause appearing, and based upon counsel Amitai Schwartz's representation that he anticipates filing the appellant's reply brief by June 15, 2012, counsel's request for an extension of time in which to file that brief is granted to April 27, 2012. After that date, only one further extension totaling about 50 additional days is contemplated.

S101984**PEOPLE v. CHISM (CALVIN
DION)**

Extension of time granted

Good cause appearing, and based upon counsel Mark D. Lenenberg's representation that he anticipates filing the appellant's reply brief by June 1, 2012, counsel's request for an extension of time in which to file that brief is granted to June 1, 2012. After that date, no further extension is contemplated.

S127621**PEOPLE v. ERSKINE (SCOTT
THOMAS)**

Extension of time granted

Good cause appearing, and based upon counsel Kimberly J. Grove's representation that she anticipates filing the appellant's opening brief by December 30, 2012, counsel's request for an extension of time in which to file that brief is granted to April 27, 2012. After that date, only four further extensions totaling about 240 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S130524**PEOPLE v. GOVIN
(VIRENDRA)**

Extension of time granted

Good cause appearing, and based upon counsel Mark D. Lenenberg's representation that he anticipates filing the appellant's opening brief by August 2012, counsel's request for an extension of time in which to file that brief is granted to May 18, 2012. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S132256**PEOPLE v. HELZER (GLEN
TAYLOR)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 27, 2012.

S133510**PEOPLE v. MICKEL
(ANDREW HAMPTON)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Robert C. Nash's representation he anticipates filing the respondent's brief by August 22, 2012, counsel's request for an extension of time in which to file that brief is granted to May 4, 2012. After that date, only two further extensions totaling about 110 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S148462**PEOPLE v. YOUNG
(JEFFREY SCOTT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 27, 2012.

S152556**PEOPLE v. OROZCO (JOSE
LUIS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 27, 2012.

S155510**PRINCE, JR., (CLEOPHUS)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Quisteen S. Shum's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by May 31, 2012, counsel's request for an extension of time in which to file that document is granted to April 27, 2012. After that date, only one further extension totaling about 34 additional days is contemplated.

S180828**CURL (ROBERT ZANE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Jennifer M. Poe's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by August 1, 2012, counsel's request for an extension of time in which to file that document is granted to April 30, 2012. After that date, only two further extensions totaling about 90 additional days are contemplated.

S193534**WEAVER (LA TWON) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Angela M. Borzachillo's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by March 29, 2012, counsel's request for an extension of time in which to file that document is granted to March 29, 2012. After that date, no further extension is contemplated.

S194146**LAW (RONNIE) ON H.C.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to March 29, 2012.

S194472**HARVEY (ANDRE LAMONT)
ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to March 29, 2012.

S197302**ARELLANO, JR., (DANIEL)
ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to April 29, 2012.

S197700

G044130 Fourth Appellate District, Div. 3

**TRAUDT (MALINDA) v. CITY
OF DANA POINT**

Extension of time granted

On application of respondent City of Dana Point and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to April 2, 2012.

S200276

H034551 Sixth Appellate District

**LIBERTY FAMILY
ACADEMY CHARTER
SCHOOL v. NORTH
MONTEREY COUNTY
UNIFIED SCHOOL DISTRICT**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to March 19, 2012.

S134792**PEOPLE v. HUGHES
(MERVIN RAY)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant Mervin Ray Hughes, filed December 8, 2011, is granted.

The order appointing Debra S. Sabah Press as appellate counsel of record for appellant Mervin Ray Hughes, filed October 24, 2008, is hereby vacated.

On the court's own motion, Mark D. Greenberg is hereby appointed to represent appellant Mervin Ray Hughes for the direct appeal in the above automatic appeal now pending in this court. Ms. Sabah Press is hereby directed to deliver to Mr. Greenberg, within 30 days from the filing of this order, all trial transcripts, case files, appellate and habeas corpus work product, trial files, investigation reports, 60-day confidential status reports, and all other related materials that she has obtained from appellant or his trial counsel, paralegals, experts and investigators, or from any other source.

S086578**PEOPLE v. LOOT
(KENDRICK) & MILLSAP
(BRUCE)**

Record augmentation denied

Appellant Millsap's motion for permission to settle and augment the record on appeal, filed on January 27, 2012, is denied.

S140173**PEOPLE v. FRIEDMAN
(KENNETH)**

Record augmentation granted

Appellant Kenneth Friedman's "Renewed Application for Augmentation of the Record on Appeal," filed January 27, 2012, is granted as follows.

The record on appeal is augmented to include these documents:

1. A three-page document, dated December 15, 2000, and captioned "Remanding Order, Removal Order and Held-to-Answer Commitment";
2. A one-page document, dated December 27, 2000, and captioned "Remanding Order, Removal Order and Held-to-Answer Commitment";
3. A one-page document, dated February 14, 2001, and captioned "Remanding Order, Removal Order and Held-to-Answer Commitment";
4. A one-page document, dated March 14, 2001, and captioned "Remanding Order, Removal Order and Held-to-Answer Commitment";
5. A one-page document, dated April 23, 2001, and captioned "Remanding Order, Removal Order and Held-to-Answer Commitment";
6. A one-page document, dated May 21, 2001, and captioned "Remanding Order, Removal Order and Held-to-Answer Commitment";
7. A five-page document, filed July 16, 2001, and captioned "Notice of Motion to Continue Preliminary Hearing; Points and Authorities and Declaration of Counsel";
8. A eight-page document, filed March 13, 1995, and captioned "Felony Complaint for Arrest Warrant";
9. A seven-page document, filed May 2, 1995, and captioned "Amended Felony Complaint for Arrest Warrant";
10. A 12-page Reporter's Transcript for proceedings in Los Angeles County case number BA111798 held on December 27, 2000; and
11. A five-page Reporter's Transcript for proceedings in Los Angeles County case number BA111798 held on August 20, 2001.

The Superior Court for Los Angeles County, within 60 days of the date of this order, is ordered to prepare, certify, and send reporter's transcripts to this court, and copies to counsel, as follows.

In Los Angeles County case number BA111798, proceedings held on:

1. February 14, 2001;
2. March 14, 2001;
3. April 23, 2001;
4. May 21, 2001; and

5. July 16, 2001.

In Los Angeles County case number BA224550, proceedings held on:

1. November 26, 2001;
2. December 6, 2001;
3. December 10, 2001; and
4. December 11, 2001.

S175920

**PEARSON (MICHAEL
NEVAIL) ON H.C.**

Record ordered unsealed

Respondent's "Unopposed Motion to Unseal Trial Record," filed on February 6, 2012, is granted. The Clerk is directed to unseal the sealed reporter's transcript, "May 23, 1996, In Camera Proceedings, pages 159 through 178," in the record in *People v. Michael Nevail Pearson* (S058157), make the unsealed transcript pages part of the public record, and provide a copy of these pages to counsel for respondent.

S134792

**PEOPLE v. HUGHES
(MERVIN RAY)**

Order filed

In conjunction with the order filed this day vacating the appointment of Debra S. Sabah Press as appellate counsel of record for appellant Mervin Ray Hughes in the above automatic appeal now pending in this court, this court retains jurisdiction to consider whether to order Sabah Press to reimburse this court for hourly fees previously paid but unearned, subject to Sabah Press's ability to demonstrate to the court that she should be credited, as appropriate, for appellate "work performed that is determined by the court to be of value to the court." (See Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court, guideline V ["Court Action Upon Nonperformance of Work, and Reimbursement of Fees Upon Authorized Withdrawal of Appointed Counsel"], subpt. B.)

Attorney Mark D. Greenberg, as replacement appellate counsel of record for appellant Mervin Ray Hughes, is hereby directed to review the work completed in this matter by former appellate counsel Sabah Press, and to report to this court regarding how much of that work will be useable to him as appellate counsel of record.

S199592

**ACCUSATION OF
BAYRAMOGLU**

Petition denied (accusation)

S199662

ACCUSATION OF PALMER

Petition denied (accusation)

B234337

Second Appellate District, Div. 3

**HOWARD (CRYSTAL) v.
CHAMPION (BLAKE)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Three to Division Four.

B234670

Second Appellate District, Div. 4

**MARTINEZ (JOSE) v.
CALIFORNIA PIZZA
KITCHEN, INC.**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Four to Division Three.

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
LOS ANGELES SESSION
APRIL 4 AND 5, 2012**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald Reagan State Office Building, 300 South Spring Street, Third Floor, North Tower, Los Angeles, California on April 4 and 5, 2012.

WEDNESDAY, APRIL 4, 2012 — 9:00 A.M.

- | | | |
|-----|---------|--------------------------------------------------------------------------------------------------|
| (1) | S173586 | State Building & Construction Trades Council of California, AFL-CIO v. City of Vista et al. |
| (2) | S190646 | Sharp (Calvin Leonard) v. Superior Court of Ventura County (The People, Real Party in Interest) |
| (3) | S188161 | Tomlinson (Fred) et al. v. County of Alameda et al. (Y.T. Wong et al., Real Parties in Interest) |

1:30 P.M.

- | | | |
|-----|---------|--------------------------------------------------------|
| (4) | S177704 | In re M.M.; The People v. M.M. |
| (5) | S085578 | People v. McDowell, Jr. (Charles) [Automatic Appeal] |
| (6) | S078027 | People v. Streeter (Howard Larcell) [Automatic Appeal] |

THURSDAY, APRIL 5, 2012 — 9:00 A.M.

- | | | |
|-----|---------|--------------------------------------------------------------------------------------------------------------------------------------|
| (7) | S181963 | People v. Brown III (James Lee) |
| (8) | S179552 | People v. Jones (Jarvonne Feredell) (<i>Cantil-Sakauye, C. J., not participating; Sepulveda, J., assigned justice pro tempore</i>) |
| (9) | S163273 | People v. Correa (Victor) (<i>Cantil-Sakauye, C. J., not participating; Sepulveda, J., assigned justice pro tempore</i>) |

1:30 P.M.

- | | | |
|------|---------|------------------------------------------------------------------------------------------------------|
| (10) | S188068 | Smith v. Superior Court of the City and County of San Francisco (The People, Real Party in Interest) |
| (11) | S173973 | People v. Mena (Joaquin) |

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

